

FORM PTO-1083

Attorney Docket No.: 104.0004-03000
Customer No. 22882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

David F. Meschan

Serial No: 10/735,343

Filed: December 11, 2003

For: ATHLETIC SHOE WITH IMPROVED HEEL
STRUCTURE

Confirmation No.: 3765

Art Unit: 3728

Examiner: Ted Kavanaugh

(Issue Fee paid April 18, 2005)

FAX RECEIVED

JUL 27 2005

OFFICE OF PETITIONSMail Stop 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a Petition for Withdrawal of Patent from Issue in the above-identified application.

- ☐ No additional fee is required.
- ☐ Applicant hereby requests a ***-month extension of time to respond to the above Office Action.
- ☒ A Request for Continued Examination (RCE) is enclosed.
- ☒ An Amendment is enclosed.
- ☒ An Information Disclosure Statement and Form PTO-1449 with 2 documents are enclosed.

The fee has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT		(Col. 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA*	LG/SM \$ ENTITY FEE	ADD'L FEE DUE
TOTAL CLAIMS FEE	67	-	124	0	LG=\$50 SM=\$25	\$ 0
INDEPENDENT CLAIMS FEE	2	-	3	0	LG=\$200 SM=\$100	\$ 0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIMS					LARGE ENTITY FEE = \$360 SMALL ENTITY FEE = \$180	\$ 0
TOTAL						\$ 0

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box on Col. 1 of a prior amendment or the number of claims originally filed.

- ☒ The total amount of \$920.00 to cover the \$130 Petition fee and \$790 RCE fee is to be charged to Deposit Account No. 50-1068.
- ☒ The Commissioner is hereby authorized to charge any deficiencies of fees associated with this communication or credit any overpayment to Deposit Account No. 50-1068. A copy of this sheet is enclosed.
- ☒ Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims
- ☒ Any patent application processing fees under 37 C.F.R. § 1.17

Respectfully submitted,
MARTIN & FERRARO, LLP

Date: July 27, 2005

By: 
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FACSIMILE TRANSMITTAL

TO:

FROM:

Name: Office of Petitions/MS 313(c)

Name: Thomas H. Martin, Esq.

Firm: U.S. Patent & Trademark Office

Phone No.: 330-877-0700

Fax No.: 571-273-0025

No. of Pages (including this): 26

Subject: U.S. Patent Application No. 10/735,343

Date: July 27, 2005

David F. Meschan

Filed: December 11, 2003

**ATHLETIC SHOE WITH IMPROVED HEEL
STRUCTURE**

Attorney Docket No. 104.0004-03000

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OFFICE OF PETITIONS

Confirmation Copy to Follow: NO

Message:

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that the attached Transmittal Form (in duplicate; \$920 total amount to cover the \$130 Petition fee and \$790 RCE fee is to be charged to Deposit Account No. 50-1068), Petition to Withdraw from Issue, Request for Continued Examination (RCE), Amendment, and Information Disclosure Statement with Form PTO-1449 and 2 documents are being facsimile transmitted to the U.S. Patent and Trademark Office on July 27, 2005.


Sandra L. Blackmon

If there is a problem with this transmission please call Sandy Blackmon at 330-877-1202 or the sender at the number above.

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